

THE HONORABLE JAMES L. ROBERT

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICROSOFT CORPORATION, a Washington  
corporation,

Plaintiff,

v.

MOTOROLA, INC., and MOTOROLA  
MOBILITY, INC., and GENERAL  
INSTRUMENT CORPORATION

Defendants.

MOTOROLA MOBILITY, INC., and  
GENERAL INSTRUMENT CORPORATION,

Plaintiffs/Counterclaim Defendant,

v.

MICROSOFT CORPORATION,

Defendant/Counterclaim Plaintiff

CASE NO. C10-1823-JLR

DECLARATION OF STUART W.  
YOTHERS IN SUPPORT OF  
MOTOROLA'S REPLY IN SUPPORT OF  
ITS MOTION FOR LEAVE TO AMEND  
ITS INVALIDITY CONTENTIONS

**NOTED ON MOTION CALENDAR:  
Friday, December 2, 2011**

DECLARATION OF STUART W. YOTHERS  
CASE NO. C10-1823-JLR

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1           1.       I am an associate at the law firm of Ropes & Gray LLP, counsel to Motorola, Inc.  
2 (now Motorola Solutions, Inc.), Motorola Mobility, Inc. and General Instrument Corporation  
3 (collectively "Motorola"), Defendants in this action, and am a member in good standing of the  
4 bars of the State of New York and the Commonwealth of Massachusetts.

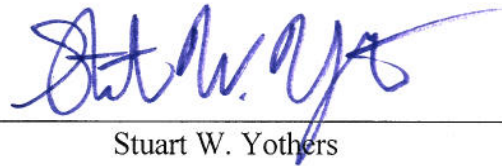
5           2.       I submit this declaration in support of Motorola's Reply in Support of Its Motion  
6 for Leave to Amend Its Invalidity Contentions, submitted concurrently herewith.

7           3.       Attached as Exhibit 14 is a true and correct copy of the Response of Barnes &  
8 Noble, Inc. and Barnesandnoble.com LLC to the Amended Verified Complaint of Microsoft  
9 Corporation Under Section 337 of the Tariff Act of 1930, as Amended, And Notice of  
10 Investigation, No. 337-TA-769 (U.S.I.T.C.), dated May 10, 2011.

11          4.       Attached as Exhibit 15 is a true and correct copy of Plaintiffs' First Set of Requests  
12 for Production (Nos. 1-199) to Defendant Microsoft Corporation, dated February 7, 2011.

13           I declare under penalty of perjury of the laws of the United States and the State of  
14 Washington that the foregoing is true and correct.

15           DATED this 2nd day of December, 2011.

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Stuart W. Yothers

**CERTIFICATE OF SERVICE**

I hereby certify that on this day I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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DATED this 2nd day of December, 2011.

  
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Marcia A. Ripley